

IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF TEXAS

SHERMAN DIVISION

NORBERTO ESTRADA, #15396-078 §

VS. § CIVIL ACTION NO. 4:10cv666
CRIMINAL ACTION NO. 4:08cr214

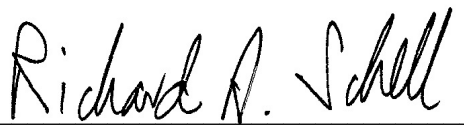
UNITED STATES OF AMERICA §

ORDER OF DISMISSAL

The above-entitled and numbered civil action was heretofore referred to United States Magistrate Judge Don D. Bush. The Report and Recommendation of the Magistrate Judge (#12), which contains proposed findings of fact and recommendations for the disposition of such action, has been presented for consideration, and no objections thereto having been timely filed, the court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the same as the findings and conclusions of the court. It is accordingly

ORDERED that Movant's Motion to Vacate, Set Aside, or Correct Sentence (#1) pursuant to 28 U.S.C. § 2255 is **DISMISSED** without prejudice. Movant's motion to dismiss (#9) is **GRANTED**. All remaining motions by either party not previously ruled upon are **DENIED**.

SIGNED this the 23rd day of August, 2013.



RICHARD A. SCHELL
UNITED STATES DISTRICT JUDGE